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10 *Attorneys for the Defendant*

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12 **UNITED STATES DISTRICT COURT**
13 **DISTRICT OF NEVADA**

14 UNITED STATES OF AMERICA,

15 Case No. 2:21-mj-00723-DJA

16 Plaintiff,

17 **ORDER to Continue Trial**
18 **(Third Request)**

19 v.

20 FRANCIS KLOSOWSKI,

21 Defendant.

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23 IT IS HEREBY STIPULATED AND AGREED, by and between Jason M.
24 Frierson, United States Attorney, and Angelica Marmorstein, Assistant United States
Attorney, counsel for the United States of America, and Damian Sheets, Esquire, counsel
for the defendant Francis Klosowski, that the bench trial in the above-captioned matter,
currently scheduled for September 7, 2022 at the hour of 9:00 a.m., be vacated and
continued to a date and time convenient to the Court, but no sooner than 60 days.

25 This stipulation is entered into for the following reasons:

26 1. The parties need additional time to review the discovery and to explore a
27 pretrial resolution.

28 2. Defendant is out of custody and agrees to the continuance.

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3. The additional time requested herein is not sought for purposes of delay, but to allow counsel sufficient time within which to be able to effectively complete a review of the discovery materials, prepare for trial, and explore a pretrial resolution.

4. This is the third request for continuance of the trial in this case.

DATED this 30th day of August, 2022.

Respectfully submitted,

JASON M. FRIERSON
United States Attorney

/s/ Damian Sheets

/s/ Angelica Marmorstein

DAMIAN SHEETS, ESQ.
Counsel for defendant
FRANCIS KLOSOWSKI

ANGELICA MARMORSTEIN, Esq.
Assistant United States Attorney

**UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA**

UNITED STATES OF AMERICA,

Case No. 2:21-mj-00723-DJA

Plaintiff,

**ORDER to Continue Trial
(Third Request)**

V.

FRANCIS KLOSOWSKI,

Defendant.

10 Based on the pending Stipulation of counsel, and good cause appearing therefore, the
11 Court finds that:

1. The parties need additional time to review the discovery in order to prepare for trial and explore a pretrial resolution.
 2. The defendant is not in custody and does not object to the continuance.
 3. The parties agree to the continuance.
 4. This request for a continuance is made in good faith and is not intended to

1 delay the proceedings in the matter.

2 5. Denial of this request for continuance would result in a miscarriage of justice.

3 **ORDER**

4 IT IS HEREBY ORDERED that the trial date in the above-captioned matter
5 currently scheduled for September 7, 2022, at the hour of 9:00 a.m. is hereby VACATED,
6 and RESET for November 23, 2022, at 9:00 a.m., Courtroom 3A.

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9 DATED this 31st day of August, 2022.

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13 HONORABLE DANIEL J. ALBREGTS
14 UNITED STATES MAGISTRATE JUDGE

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